

**KINNEY
& LANGE**
A PROFESSIONAL ASSOCIATION

SUITE 1500
625 FORTH AVENUE SOUTH
MINNEAPOLIS, MINNESOTA 55415-1659
(612) 339-1863

JDS 9-8-03

DECLARATION

| | | |
|---|--|---------------------|
| DECLARATION | | Attorney Docket No. |
| IN <input checked="" type="checkbox"/> ORIGINAL | <input type="checkbox"/> NATIONAL STAGE OF PCT APPLICATION | |
| <input type="checkbox"/> DIVISIONAL | <input type="checkbox"/> CONTINUATION | |
| <input type="checkbox"/> CONTINUATION-IN-PART | | |

SPECIFICATION AND INVENTORSHIP IDENTIFICATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and ☐ sole ☒ joint inventor of the subject matter which is claimed, and for which a patent is sought, on the invention entitled:

LIGHT EMITTING DIODE AND METHOD OF MAKING THE SAME

the specification of which;

- ☒ is attached hereto
- ☐ was filed on _____ as Appln. Serial No. _____
- ☐ and was amended on _____
- ☐ was described and claimed in PCT International Application No. _____, filed on _____
- ☐ and was amended under PCT Article 19 on _____

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

PRIORITY CLAIM (35 USC § 119)

I claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

| Number | Country | Day/Month/Year Filed | Priority Claimed |
|--------|---------|----------------------|--|
| _____ | _____ | _____ | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____ | _____ | _____ | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____ | _____ | _____ | <input type="checkbox"/> Yes <input type="checkbox"/> No |

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PRIORITY CLAIM (35 USC § 120)

I claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below. Insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the provided by the first paragraph of Title 35 United States Code § 112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in Title 37 Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national of PCT international filing date of this application:

| U.S. Serial No. | International Appln. No. (under PCT) | Filing Date | Status(patented, pending, abandoned) |
|-----------------|---|-------------|---|
|-----------------|---|-------------|---|

| | | | |
|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |

DECLARATION

I declare that all statements made herein that are of my own knowledge are true and that all statements that are made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DESIGNATION OF CORRESPONDENCE ADDRESS

Please address all correspondence and telephone calls to _____ in care of :

KINNEY & LANGE, P.A.
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625 fourth Avenue South
Minneapolis, Minnesota 55415-1659
Phone: (612) 339-1863 Fax: (612) 339-6580

JDS 9-8-03

Full name of sole or first joint inventor: Chuan-Cheng TU

Signature: Chuan Cheng Tu Date: 2003/8/8

Residence: 5F, NO.119, TE HSING W. RD., TAIPEI, TAIWAN, R.O.C. Citizenship: TAIWAN, R.O.C.

P.O. Address: 9F, NO.10, LI SHING RD., SCIENCE-BASED INDUSTRIAL PARK, HSINCHU, TAIWAN, R.O.C.

Full name of second joint inventor: Pao-I HUANG

Signature: Pao-I HUANG Date: 2003/8/7

Residence: NO.5, LANE 331, Kang Le St., CHIAYI, TAIWAN, R.O.C. Citizenship: TAIWAN, R.O.C.

P.O. Address: 9F, NO.10, LI SHING RD., SCIENCE-BASED INDUSTRIAL PARK, HSINCHU, TAIWAN, R.O.C.

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DECLARATION

Full name of third joint inventor: Jen-Chau WU

Signature: Jen-Chau WU Date: 2003/8/11

Residence: NO.9, LANE 212, KE HSUEH YUAN RD., HSINCHU, TAIWAN, R.O.C.

Citizenship: TAIWAN, R.O.C.

P.O. Address: 9F, NO.10, LI SHING RD., SCIENCE-BASED INDUSTRIAL PARK, HSINCHU, TAIWAN, R.O.C.

Full name of fourth joint inventor: _____

Signature: _____ Date: _____

Residence: _____ Citizenship: _____

P.O. Address: _____

Full name of fifth joint inventor: _____

Signature: _____ Date: _____

Residence: _____ Citizenship: _____

P.O. Address: _____

Full name of sixth joint inventor: _____

Signature: _____ Date: _____

Residence: _____ Citizenship: _____

P.O. Address: _____

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POWER OF
ATTORNEY

POWER OF ATTORNEY

Attorney Docket No.

First Named Inventor : Chuan-Cheng TU et al.

Title : LIGHT EMITTING DIODE AND METHOD OF MAKING THE SAME

In the patent application identified above and:

X submitted to the Patent and Trademark Office herewith; or

_____ filed on _____ as Application No. _____

I appoint the attorneys and agents associated with Customer Number 00164 to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution and revocation.

I ratify all prior actions taken by Kinney & Lange, P.A. or the attorneys and agents mentioned above in connection with the prosecution of the above-mentioned patent application.

I authorize the attorneys and agents named herein to accept and follow instructions from Tsai, Lee & Chen as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the attorneys and agents and the undersigned. In the event of a change in the persons from whom instructions may be taken, the attorneys and agents named herein will be so notified by the undersigned.

Please address all correspondence and telephone calls to _____
at:

KINNEY & LANGE, P.A.
The Kinney & Lange Building
312 South Third Street
Minneapolis, Minnesota 55415-1002
Phone: (612) 339-1863 Fax: (612) 339-6580

I authorize Kinney & Lange P.A. to insert the name of the correspondant.

THE KINNEY & LANGE
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POWER OF
ATTORNEY

Assignee: UNITED EPITAXY COMPANY, LTD.

Signature: Chuan Cheng Tu

Dated: 2003/8/8

Printed Name: Chuan - Cheng TU

Title: CEO